

2427 of the Revised Civil Statutes of the State of Texas of 1911, as amended by Chapter 145 of the Acts of the Regular Session of the Thirty-sixth Legislature so as to authorize and require the State Treasurer to deposit funds authorized or required by law to be kept by the State Treasurer or in the State Treasury whether belonging to the State or not, in the State Depositories provided by law, and so as to provide that the interest derived therefrom shall be pro-rated to the several funds in the State Treasury in proportion to the amount of money in such funds, and declaring an emergency."

Have had the same under consideration and I am directed by said committee to report said bill back to the Senate with the recommendation that it do pass, and be not printed, but be printed in the Journal.

DEAN, Chairman.

By Suiter, Hopkins, Dean

S. B. No. 101.

A BILL

To be entitled

An Act to amend Articles 2425 and 2427 of the Revised Civil Statutes of the State of Texas of 1911, as amended by Chapter 145 of the Acts of the Regular Session of the Thirty-sixth Legislature so as to authorize and require the State Treasurer to deposit funds authorized or required by law to be kept by the State Treasurer in the State Treasury whether belonging to the State or not, in the State Depositories provided by law, and so as to provide that the interest derived therefrom shall be pro-rated to the several funds in the State Treasury in proportion to the amount of money in such funds, and declaring an emergency.

Be it Enacted by the Legislature of the State of Texas:

Section 1. That Articles 2425 and 2427 of the Revised Civil Statutes of the State of Texas of 1911 as amended by Chapter 145, Acts of the Regular Session of the Thirty-sixth Legislature be amended so as to hereafter read as follows:

Article 2425. After the depositories have qualified as provided in the preceding articles, it shall be the duty of the State Treasurer to deposit the funds belonging to the State, and the funds authorized or required by law to be kept by the State Treasurer or in the State Treasury, in such Depos-

itories and he shall at all times keep the funds in the bank or banks in the order of the rate of interest offered, so that the State shall receive the highest rate of interest possible on such funds; provided that the depositories selected in the beginning of a biennium shall retain their preference over depositories subsequently selected. No depository shall be entitled to keep on deposit more than its paid up capital stock, and permanent surplus. If the State Treasurer shall fail to deposit said funds in accordance with the provisions of this chapter, he shall be liable to the State for five per cent a month on the funds he fails to deposit; provided that he may retain in the State Treasury from time to time with the express consent of said board sufficient funds to meet the current demands on the treasury.

Article 2427. Any State Depository receiving State funds under the provisions of this chapter shall pay to the State Treasurer at the end of each month, interest on the average daily balances for said month at the rate of interest agreed on, which shall in no event be less than the rate of three per cent per annum, which interest shall be by the State Treasurer, pro-rated to the several funds in the State Treasury in the proportion to the amount of money in the several funds.

Section 2. The fact that under the present law certain funds which should be on deposit in the State Depositories, under the depository law, so that the public could get the benefit thereof, and the State can be relieved of part of the hazard of keeping such funds and can be in a measure compensated therefor, in interest, are required by law to be kept in the State Treasury, creates an emergency and an imperative public necessity calling for the suspension of the constitutional rule requiring bills to be read on three several days and such rule is hereby suspended and this act shall take effect and be enforced from and after its passage, and it is so enacted.

TWENTIETH DAY.

Senate Chamber,

Austin, Texas,

Monday, June 14, 1920.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Clark.	Smith.
Cousins.	Strickland.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Hertzberg. McNealus.

Prayer by the Chaplain, Rev. S. H. Morgan.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Dorough.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills and Resolutions.

Simple Resolution No. 18.

Senator Dorough sent up the following resolution:

Be it Resolved by the Senate of the State of Texas, Thirty-sixth Legislature, Third Called Session, that the head or heads of the following Departments:

Comptroller; Board of Control; General Land Office; Railroad Commission; Department of State; Insurance and Banking; State Fire Insurance Commission; Industrial Accident Board; Librarian and Historian; Tax Board; Bureau of Labor Statistics; Industrial Welfare Commission; Adjutant General's Office; Board of Health; Department of Education; Live Stock Sanitary Commission; Mining Board; Pure Food

and Drug Department; Attorney General's Office; Treasury Department; Board of Water Engineers; State Reclamation Department; Department of Agriculture; Markets and Warehouse Department and Weights and Measures Department; be and they are hereby directed to file with the Secretary of the Senate of the Thirty-seventh Legislature on the Second Tuesday in January, A. D. 1921, the following information:

An itemized statement for the fiscal years beginning Sept. 1st and ending August 31st, 1916, 1917, 1918, 1919, 1920 and from September 1st, 1920 to January 1st, 1921, showing the number of employees for each month, the salary of head or heads of Departments and employees and the amount paid each month, the traveling expenses paid each month (stating the month and year of each payment), and the amount paid each head or heads of Departments for traveling expenses for trips outside of the State.

The resolution was read and adopted.

Simple Resolution No. 19.

Senator Hall sent up the following resolution:

Whereas, What is known as the Wolters-Cureton Pink Bollworm Bill will be referred to a free conference committee for revision, which committee will in all probability recommend a bill carrying an appropriation of a sufficient sum of money, as in the judgment of said committee will be sufficient to reimburse cotton growers, ginner and cotton oil mills for such damages as may be sustained in the destruction of cotton crops and in restricting the ginning and marketing of cotton grown in certain territory, and

Whereas, It has been and is now asserted, by many practical and experienced farmers and business men, living in the districts where the pink bollworm infestation is claimed to exist, that said infestation is not such as to be a menace or a public nuisance to such an extent as to damage or interfere with the production of cotton to any great extent and that the extent of such infestation and possible danger to the production by said pink bollworm has been greatly exaggerated by certain experts in the employ of the

State Agricultural Department and Federal Board of Horticulture by a so-called campaign of education or propaganda which was calculated to, and probably has, unduly excited those who are not familiar with the existing conditions, and

Whereas, It is necessary that the Free Conference Committee in its deliberations be fully advised as to all matters concerning said infestation and the actions taken, if any, by persons engaged in the cotton business outside of the alleged infested zone or by any State or Federal representative, or by other parties in an effort to create the impression on the members of this legislature that the pink bollworm is a menace and a public nuisance. Therefore, be it

Resolved by the Senate, the House concurring, that the Free Conference Committee to whom is referred the pink bollworm bills, be and said committee is hereby authorized, if in its judgment it becomes necessary to do so, to demand from each of the telegraph companies, having offices in the City of Austin, that said committee be furnished with copies of all telegrams sent by any and all persons, firms, corporations and State Departments to persons, firms, corporations or to any Department of Government, either State or Federal, during the present session of the legislature, with reference to the pink bollworm legislation or the necessity therefor and that said committee shall be and it is hereby authorized and empowered to issue subpoenas for the officials or employes of said telegraph companies and the attachees and representatives of any State Department, requiring such persons to appear before said committee and to testify, under oath, as to the sending and receiving of such telegrams or letters pertaining to pink bollworm legislation and the chairman of said committee shall have the authority to administer such oaths as may be necessary to procure such testimony.

The resolution was read.

Senator Page made the point of order that the resolution sought to instruct a conference committee which was not in existence, and that it sought to instruct the committee to do what it has no authority to do.

The point of order was sustained.

Message from the Governor.

Miss Houghton, a messenger from the Governor, appeared at the bar of the Senate with the following executive messages:

Governor's Office.

Austin, Texas, June 14, 1920.

To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Representative Parnell, I submit for your consideration the following subject, to-wit:

"An Act creating the Oklaunion Independent School District in Wilbarger County, Texas; etc., and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor.

Governor's Office,

Austin, Texas, June 14, 1920.

To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Senator Buchanan of Scurry, I submit for your consideration the following subject, to-wit:

"An Act creating the Oldham Independent School District in Eastland County, Texas."

Respectfully submitted,

W. P. HOBBY,
Governor.

Message from the House.

A messenger from the House presented himself at the bar of the Senate with the following message: Hall of the House of Representatives, Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 8, A bill to be entitled "An Act creating the Loraine Independent School District in Mitchell and Nolan Counties, Texas, providing for a board of trustees; vesting in such board corporate powers, etc."

S. B. No. 9, A bill to be entitled "An Act incorporating the Texarkana Independent School District, authorizing the election of school trustees, continuing the present trustees in office until the expiration of their term of office for which they have been elected under the existing law, which trustees shall be known as the Texarkana School Board; ratifying

and confirming all official acts of the Texarkana School Board heretofore done and approved under a former act of the Legislature approved on the second day of May, 1907; giving said independent school district through its trustees, the power, and declaring an emergency."

S. B. No. 15, A bill to be entitled "An Act creating the Throckmorton Independent School District in Throckmorton County, Texas; defining its boundaries, including the present Throckmorton Independent School District; providing for a board of trustees in said district, conferring upon said district and its board of trustees all the rights, powers, privileges, and duties now conferred and imposed by the General Laws of Texas upon independent school districts and the boards of trustees thereof, providing that the present board of trustees continue in office until the expiration of their respective terms; providing that the board of trustees of said district may levy, assess and collect taxes for the year 1920, and for future years; and declaring an emergency."

S. B. No. 18, A bill to be entitled "An Act to create a more efficient road system for Eastland County, Texas, defining the duties and powers of the commissioners court of said county relative to roads and bridges and for other purposes."

S. B. No. 40, A bill to be entitled "An Act creating and incorporating the Lorenzo School District in Crosby County and Lubbock County, Texas, etc., and declaring an emergency."

S. B. No. 41, A bill to be entitled "An Act creating the Mt. Enterprise Independent School District of Rusk County; defining its boundaries, etc., and declaring an emergency."

S. B. No. 22, A bill to be entitled "An Act creating Weatherly Common School District No. 19 in Hall County, Texas, providing a board of trustees thereof, providing that said common school district and the board of trustees thereof shall have and enjoy all the rights, etc., etc., and declaring an emergency."

S. B. No. 30, A bill to be entitled "An Act creating the Hahn Prairie Independent School District in Wharton County, Texas; defining its boundaries; providing for a board of trustees in said district, conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred

and imposed by the General Laws of Texas upon independent school districts, and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect; and declaring an emergency."

S. B. No. 44, A bill to be entitled "An Act to increase the lines of Bertram Independent School District, in Burnet County, Texas, created by an Act of the Thirty-fifth Legislature, approved May 28, 1917, by adding thereto certain territory of the adjoining districts, defining the boundaries of the said Bertram Independent School District with such territory added thereto and providing that the territory so added shall not be subject to any of the schoolhouse bonded indebtedness against the said Bertram Independent School District and the territory now comprising said district, repealing all the existing laws in so far as the same conflict herewith, declaring an emergency."

S. B. No. 43, A bill to be entitled "An Act creating and incorporating the Estacada Independent School District in Crosby County and Lubbock County, Texas, and defining the boundaries thereof, providing for a board of trustees thereof, etc., and declaring an emergency."

S. B. No. 55, A bill to be entitled "An Act to create the Ninety-first Judicial District; fixing its jurisdiction and time of holding courts therein; providing for the appointment by the Governor of a judge for said ninety-first district; providing that the district clerk and county attorney of Eastland County each shall be officers of said ninety-first district court, and fixing their compensation for services rendered therein; providing for transfer of cases from and to the ninety-first judicial district court and the eighty-eighth district court from one court to the other, requiring notice of such transfer of cases in certain instances to be given; providing that suits shall be alternately filed in said ninety-first judicial district court of Eastland County and the eighty-eighth judicial district court of Eastland County; providing that no grand jury in said ninety-first district court of Eastland County shall be organized unless it is specially ordered by the judge of said ninety-first district; providing

that from and after the first day of January of the year A. D. 1925 said ninety-first judicial district shall cease to exist; declaring that an emergency exists requiring the immediate passage of this act."

S. B. No. 62, A bill to be entitled "An Act to create a more efficient road system for Walker County, by amending Chapter 134 of the Special Laws of the Thirty-third Legislature, as amended by Chapter 6 of the Special Laws of the First Called Session of the Thirty-fourth Legislature; by amending Section 7 of said Chapter 134 by striking out from said Section 7 the provision requiring that the bonds therein referred to shall not be sold for less than par and accrued interest; by amending Section 19 of said Chapter 134 so as to leave it within the discretion of the road board as to the employment of a skilled highway engineer; by amending Section 22 of said Chapter 134 so as to leave it within the discretion of the board as to the making up of complete maps, profiles and working plans, and the filing thereof; by amending Section 48 of said Chapter 6 of the Laws of the First Called Session of the Thirty-fourth Legislature so as to leave it within the discretion of the commissioners court of Walker County as to the appointment of a highway engineer in that portion of said county not included in any independent district; by amending Section 51 of Chapter 6 by providing that all work done on the public roads in said county shall be done and performed under the direction and supervision of the highway engineer where one is appointed; by repealing Section 21 of said Chapter 134 of the Special Laws of the Thirty-third Legislature and declaring an emergency," with amendment.

S. B. No. 59, A bill to be entitled "An Act abolishing the George West Independent School District as created under the general laws and creating the George West Independent School District of Live Oak County, defining its boundaries by metes and bounds, validating the election of the board of trustees, etc., and declaring an emergency."

H. B. No. 46, A bill to be entitled "An Act to establish Common County Line School District No. 2 in Hopkins and Franklin Counties, Texas, etc."

Respectfully submitted,

NOEL K. BROWN,

Chief Clerk, House of Representatives.

Senator Excused.

Senator McNealus was excused for today by unanimous consent.

Senate Bill No. 63.

The Chair laid before the Senate on the calendar

S. B. No. 63, A bill to be entitled, "An Act to exempt Electric Light Companies and Water Works Companies from payment of occupation taxes in towns and cities of less than 1200 inhabitants.

"An Act to amend Article No. 5049, Chapter 1, Title 104, of the Revised Civil Statutes of 1895 of the State of Texas, of Article 7355, Sections 26 and 27, Chapter 1, Title 126 of the Revised Civil Statutes of 1911, of the State of Texas, and to provide that an occupation tax shall not be levied upon Water and Light Plants in cities and towns of less than six hundred inhabitants."

The bill was read.

House Bill No. 17.

The Chair laid before the Senate, under the rules, House Bill No. 17, on the same subject, on final passage,

H. B. No. 17, A bill to be entitled "An Act to exempt Electric Light Companies and Water Works Companies from payment of occupation taxes in towns and cities of less than 1200 inhabitants.

"An Act to amend Article No. 5049, Chapter 1, Title 104, of the Revised Civil Statutes of 1895 of the State of Texas, of Article 7355, Sections 26 and 27, Chapter 1, Title 126, of the Revised Civil Statutes of 1911, of the State of Texas, and to provide that an occupation tax shall not be levied upon Water and Light Plants in cities and towns of less than six hundred inhabitants."

The bill was read the third time and finally passed by the following vote:

Yeas—25.

Alderdice.	Dorough.
Buchanan of Bell.	Dudley.
Buchanan of Scurry.	Faust.
Carlock.	Floyd.
Cousins.	Gibson.
Davidson.	Hall.
Dayton.	Hertzberg.
Dean.	Hopkins.

Page.	Suiter.
Parr.	Westbrook.
Rector.	Williford.
Smith.	Witt.
Strickland.	

Nays—3.

Bledsoe.	Woods.
Caldwell.	

Absent.

Bailey.	Clark.
---------	--------

Absent—Excused.

McNealus.

Senate Concurrent Resolution No. 3.

The Chair laid before the Senate on the calendar

Senate Concurrent Resolution No. 3 in regard to the investigation concerning the pink bollworm.

The resolution was read and adopted.

Message from the House.

A messenger from the House presented himself at the bar of the Senate with the following message:

Hall of the House of Representatives,
Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 157, A bill to be entitled "An Act declaring the pink bollworm (*Pectinophora gossypiella*) a pest and its eradication and destruction a public necessity, and providing a method by which such pests may be eradicated, destroyed and prevented from spreading; authorizing the Commissioner of Agriculture to appoint Pink Bollworm Inspectors to inspect fields of the State, defining their rights and duties and setting forth in detail the method and manner of inspection; defining the duties of the Commissioner of Agriculture, county judges and other State officers with reference thereto; providing for the creation of a Pink Bollworm Commission and defining its duties; prescribing certain duties for the Governor under this Act and authorizing him to proclaim a quarantine of lands and premises infested by the pink bollworm and authorizing the Governor to proclaim a limited quarantine zone; also an emergency quar-

antine; defining the purposes of each of such quarantines and authorizing the Governor to order the destruction of cotton and cotton products in infested fields and fully defining the method by which each of the aforesaid quarantines is to be brought about and the method by which cotton and cotton products in infested fields are to be destroyed; defining and setting forth the court proceedings with reference to the same; creating a Board of Appraisers and defining their duties; conferring authority upon county judges and county and district courts with reference to the valuation and damage of property to be destroyed; declaring when and how the Commissioner of Agriculture shall be authorized to destroy property from the infested fields; continuing the regulated quarantine zones now in existence under Chapter 41, General Laws of the Regular Session of the Thirty-sixth Legislature; declaring that cotton cannot be grown in regulated quarantine zones established by the Governor except with compliance of this Act, and defining a clean-up necessary to comply with this Act, and conferring certain authority with reference thereto on the Commissioner of Agriculture; conferring authority upon the Commissioner of Agriculture to recommend the prohibiting of the growing of cotton in an infested field, and conferring certain authority upon the Governor with reference thereto and providing a method of compensating the owner; defining the terms and conditions upon which cotton and cotton products originating in any regulated quarantine zone may be shipped therefrom and conferring certain authority upon the Commissioner of Agriculture with reference thereto; defining what may be done with cotton and cotton seed grown in a regulated quarantine zone; conferring authority upon the University of Texas and the Agricultural and Mechanical College of Texas to institute and continue a system of experiments for the purpose of developing a practical method for the extermination of the pink bollworm and all insect pests which affect agricultural products; creating offenses for the violation of this Act, and prescribing a punishment therefor; making an appropriation for the purposes of this Act; defining certain duties for the Governor, Commissioner of Agriculture, county judges of the State and the Attorney Gen-

eral, and conferring certain authority and jurisdiction upon the county and district courts to be exercised in the enforcement of the Act, repealing all laws and parts of laws in conflict herewith; providing if the courts declare any provisions, etc., of this Act unconstitutional, illegal or inoperative, it shall not affect the remaining provisions, etc., of this bill, and declaring an emergency."

Respectfully submitted,
NOEL K. BROWN,
Chief Clerk, House of Representatives.

Senate Bill No. 65.

The Chair laid before the Senate on the calendar

S. B. No. 65, A bill to be entitled "An Act to aid the city of Freeport, Texas, in raising, strengthening and enlarging existing levies now partially protecting the said city from tropical storms and calamitous overflows and in constructing and maintaining additional levees, breakwaters, bulkheads and other works incident thereto, both within and without the corporate limits of said city of Freeport by donating and granting to said city of Freeport for a period of twenty years, commencing with the fiscal year beginning September 1, 1920, the State ad valorem taxes collected upon property and from persons, firms or corporations within the defined limits of Brazoria County Road District No. 23 of Brazoria County, Texas, the boundaries of which include the city of Freeport, three-fourths of all moneys collected from State occupation taxes received from persons, firms, companies or associations of persons doing business within the limits of the said road district and all State poll taxes collected from persons within the limits of said road district except that belonging to the public school fund; authorizing the city of Freeport to issue bonds for the purpose mentioned; providing a penalty for the misapplication of funds raised therefor; granting the right of eminent domain to said city and authorizing the city commission thereof to acquire for and on behalf of the city by purchase, gift, grant or condemnation, title to any right of way and other property, and declaring an emergency."

The bill was read the second time.

The bill was laid on the table subject to call.

Senate Bill No. 92.

On the request of Senator Carlock, unanimous consent was granted to take up and consider

S. B. No. 92, A bill to be entitled "An Act to establish a system of public roads and bridges for Tarrant County and to empower the Commissioners Court thereof, to provide rules and regulations therefor, and a system for the construction of such roads and bridges, the maintenance and repair thereof, and to condemn private property for such purposes, to constitute each county commissioner ex-officio commissioner of the public roads and bridges of his precinct, and to prescribe the powers and duties of the county commissioners; to authorize and regulate the issuance and sale of bonds under this Act, and to provide other forms of indebtedness and for the levy of taxes for such purposes, and to allow the issuance of bonds for the purpose of refunding any bonded or other outstanding indebtedness heretofore or hereafter incurred by said county; to regulate the expenditure of moneys arising from the sale of such bonds and from the levy of taxes for roads and bridge purposes, to designate and define certain cardinal roads in the county, to provide for the selection of a county engineer and for the employment of a consulting engineer; and to empower the commissioners court to make such contracts with respect to the construction, maintenance or repair of roads and bridges that may be necessary, and to employ the convicts on said roads, and to provide for the compensation of the commissioners for the performance of their duties under the terms of this Act, and to prescribe penalties for the violation of this Act, and repealing all laws in conflict with the provisions hereof, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and ordered engrossed.

On the motion of Senator Carlock, the constitutional rule was suspended by the following vote:

Yeas—30.

Alderdice.
Bailey.

Bledsoe.
Buchanan of Bell.

Buchanan of Scurry.	Hall.
Caldwell.	Hertzberg.
Carlock.	Hopkins.
Clark.	Page.
Cousins.	Parr.
Davidson.	Rector.
Dayton.	Smith.
Dean.	Strickland.
Dorough.	Suiter.
Dudley.	Westbrook.
Faust.	Williford.
Floyd.	Witt.
Gibson.	Woods.

Absent—Excused.

McNealus.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent—Excused.

McNealus.

Senate Bill No. 6.

The Chair laid before the Senate on the calendar

S. B. No. 6, A bill to be entitled "An Act making appropriation of Two Million, Five Hundred Thousand Dollars, to the available school fund of the State of Texas for the scholastic year beginning September 1st, 1920, and ending August 31st, 1921, etc., and declaring an emergency."

The bill was read.

House Bill No. 9.

The Chair laid before the Senate, under the rules, on the same subject:

H. B. No. 9, A bill to be entitled "An Act to appropriate four million dollars out of the General Funds of

the State to aid all the public schools for the scholastic year beginning September 1, 1920, and ending August 31, 1921, the same to be distributed as the available fund is now distributed."

The Senate rule requiring committee reports to lay on the table one day was suspended by unanimous consent.

The committee report that the bill be not printed was adopted.

Resolution Signed.

After its caption had been read the Chair signed, in the presence of the Senate, Senate Concurrent Resolution No. 4.

House Bill Read and Referred.

The Chair had read and referred, House Bill No. 157, to Committee on Agriculture.

House Bill No. 9.

The bill, on the motion of Senator Dean, was laid on the table subject to call.

Senate Bill No. 69.

The Chair laid before the Senate on the calendar

S. B. No. 69, A bill to be entitled "An Act to amend Article 1129, Chapter 2, Title 25, of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-second Legislature of 1911, providing for the exemption of cotton mills from the provisions of Articles 1125 to 1128, inclusive, of the Revised Civil Statutes, and providing an emergency."

The bill was read the second time and ordered engrossed by the following vote:

Yeas—22.

Alderdice.	Dean.
Bailey.	Dorough.
Buchanan of Bell.	Dudley.
Buchanan of Scurry.	Faust.
Caldwell.	Floyd.
Carlock.	Gibson.
Clark.	Hall.
Cousins.	Hopkins.
Davidson.	Parr.
Dayton.	Rector.

Smith.
Strickland.

Witt.

Nays—6.

Hertzberg.
Page.
Suiter.

Westbrook.
Williford.
Woods.

Absent.

Bledsoe.

Absent—Excused.

McNealus.

On the motion of Senator Witt, the constitutional rule was suspended by the following vote:

Yeas—29.

Alderdice.	Gibson.
Bailey.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Absent.

Bledsoe.

Absent—Excused.

McNealus.

The bill was read the third time and finally passed by the following vote:

Yeas—22.

Alderdice.	Dudley.
Bailey.	Faust.
Buchanan of Bell.	Floyd.
Buchanan of Scurry.	Gibson.
Caldwell.	Hall.
Carlock.	Hopkins.
Cousins.	Parr.
Davidson.	Rector.
Dayton.	Smith.
Dean.	Strickland.
Dorough.	Witt.

Nays—5.

Hertzberg.	Westbrook.
Page.	Woods.
Suiter.	

Absent.

Bledsoe.	Williford.
Clark.	

Absent—Excused.

McNealus.

Senate Bill No. 25.

The Chair laid before the Senate on the calendar

S. B. No. 25, A bill to be entitled "An Act to establish a State Athletic Commission, providing for their appointment; appointment of a secretary, fixing their compensation; providing an appropriation therefor; and regulating athletic contests, and the art of boxing and sparring exhibitions and performances in the State of Texas."

The bill was read second time.

Senator Dayton moved to indefinitely postpone the bill.

Senator Caldwell moved to lay the bill on the table subject to call.

Senator Dayton moved to table the motion of Senator Caldwell.

The motion to table prevailed by the following vote:

Yeas—20.

Alderdice.	Gibson.
Bledsoe.	Hopkins.
Buchanan of Bell.	Page.
Buchanan of Scurry.	Rector.
Carlock.	Smith.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Floyd.	Woods.

Nays—10.

Bailey.	Faust.
Caldwell.	Hall.
Clark.	Hertzberg.
Davidson.	Parr.
Dudley.	Witt.

Absent—Excused.

McNealus.

The bill was indefinitely postponed.

Executive Session Postponed.

On the motion of Senator Bailey, the executive session, set for 11 o'clock today, was set for 11 o'clock Thursday, by unanimous consent.

Senate Bill No. 64.

The Chair laid before the Senate on the calendar

S. B. No. 64, A bill to be entitled

"An Act authorizing the Board of Prison Commissioners of the State of Texas to use its funds, not exceeding Fifty Thousand Dollars, (\$50,000.00) for the purpose of maintaining and operating the Texas State Railroad; providing for working a limited number of convicts thereon within a limited time; providing for the sale of said railroad by the Board of Prison Commissioners of the State upon certain terms and conditions; declaring this act to be cumulative, repealing all laws and parts of laws in conflict herewith and declaring an emergency."

The bill was read the second time.

Senator Dean moved that the majority report that the bill do pass be adopted.

Senator Page moved as a substitute that the minority report carrying a substitute be adopted.

Message from the House.

A messenger from the House presented himself at the bar of the Senate with the following message:

Hall of the House of Representatives,
Austin, Texas, June 14, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 31, A bill to be entitled "An Act to amend Article 3875 of the Revised Civil Statutes of the State of Texas of 1911, so as to increase the commissions of county treasurers of certain counties."

H. B. No. 55, A bill to be entitled "An Act to aid the city of Aransas Pass in constructing and maintaining sea walls, breakwaters, shore protections out into Red Fish Bay, etc., and declaring an emergency."

H. B. No. 91, A bill to be entitled "An Act to aid the city of Rockport in constructing revetments and shore protections, to widen and raise the grade of the street adjacent to the bay upon which said city is located and to erect and maintain a municipal commercial wharf, bathing house and pavilion, and to acquire lands necessary for the widening and raising the grade of Front Street adjacent to said bay, all for public use, by donating to said city the advalorem taxes to be collected by the State of Texas on all

property and from all persons owning property in Aransas County, Texas, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned and to provide a penalty for the misapplication of funds raised therefrom, and declaring an emergency."

H. B. No. 141, A bill to be entitled "An Act to aid the city of Port Lavaca in constructing and maintaining revetments, and in the restoring, protection and improvement of the harbor and bay shore front of the city of Port Lavaca, and for the purchase, by condemnation, or otherwise, of all lands necessary for said bay shore front and harbor improvements, all for public use, by donating to said city of Port Lavaca the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property situated in Calhoun County, State of Texas, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned, and to provide a penalty for the misappropriation of funds raised therefor, and to declare an emergency."

Respectfully submitted,

NOEL K. BROWN,

Chief Clerk, House of Representatives.

Senate Bill No. 64.

The yeas and nays were demanded on the substitute of Senator Page, that the minority report be adopted.

The motion failed by the following vote:

Yeas—6.

Alderdice.	Dudley.
Buchanan of Bell.	Hertzberg.
Carlock.	Page.

Nays—23.

Bledsoe.	Hall.
Buchanan of Scurry	Hopkins.
Caldwell.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Faust.	Witt.
Floyd.	Woods.
Gibson.	

Pair Recorded.

Senator Bailey (present) who

would vote "yea"; Senator McNealus (absent) who would vote "nay."

The majority report was adopted.

The bill was ordered engrossed by the following vote:

Yeas—22.

Bledsoe.	Gibson.
Buchanan of Scurry.	Hall.
Caldwell.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Faust.	Witt.
Floyd.	Woods.

Nays—7.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Carlock.	Page.
Dudley.	

Pair Recorded.

Senator Bailey (present) who would vote "nay"; Senator McNealus (absent), who would vote "yea".

On the motion of Senator Dean, the constitutional rule was suspended by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent—Excused.

McNealus.

The bill was read the third time and finally passed by the following vote:

Yeas—22.

Bledsoe.	Davidson.
Buchanan of Scurry.	Dayton.
Caldwell.	Dean.
Clark.	Dorough.
Cousins.	Faust.

Floyd.
Gibson.
Hall.
Parr.
Rector.
Smith.

Strickland.
Suiter.
Westbrook.
Williford.
Witt.
Woods.

Nays—7.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Carlock.	Page.
Dudley.	

Pair Recorded.

Senator Bailey (present), who would vote "nay"; Senator McNealus (absent) who would vote "yea."

House Bills Read and Referred.

The Chair had read and referred the following House bills:

House Bill No. 46 referred to Committee on Education.

House Bill No. 55 referred to Committee on Civil Jurisprudence.

House Bill No. 141, referred to Committee on Civil Jurisprudence.

House Bill No. 91 referred to Committee on Civil Jurisprudence.

House Bill No. 31 referred to Committee on Civil Jurisprudence.

Written Motion.

Senator Buchanan of Scurry sent up the following written motion:

"I move that the Senate request the House to return to the Senate for correction House Concurrent Resolution No. 13, with reference to leave of absence granted to Judge W. P. Leslie of Thirty-second Judicial district."

BUCHANAN of Scurry.

The motion was read and adopted.

Recess.

On the motion of Senator Clark, the Senate stood at recess until 2:30 p. m. o'clock this afternoon.

Afternoon Session.

The Senate was called to order at 2:30 p. m., by Lieutenant Governor Johnson, pursuant to recess.

House Bill No. 157.

On the request of Senator Dayton, unanimous consent was granted to take up and consider, out of its order.

H. B. No. 157, A bill to be entitled "An Act to declare the pink bollworm a pest, etc., and declaring an emergency."

On the motion of Senator Dayton, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 157 was put on its second reading by the following vote:

Yeas—24.

Alderdice.	Floyd.
Bledsoe.	Hall.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Bailey.	Gibson.
Buchanan of Bell.	Smith.
Faust.	Strickland.

Absent—Excused.

McNealus.

The Senate rule requiring committee reports to lie on the table one day was suspended by unanimous consent.

The committee report carrying amendments was adopted.

The bill was read the second time and passed to third reading.

On the motion of Senator Dayton, the constitutional rule was suspended by the following vote:

Yeas—26.

Alderdice.	Dudley.
Bailey.	Faust.
Bledsoe.	Floyd.
Buchanan of Scurry.	Gibson.
Caldwell.	Hall.
Carlock.	Hertzberg.
Cousins.	Hopkins.
Davidson.	Page.
Dayton.	Parr.
Dean.	Rector.
Dorough.	Suiter.

Westbrook.
Williford.

Witt.
Woods.

Absent.

Buchanan of Bell.	Smith.
Clark.	Strickland.

Absent—Excused.

McNealus.

The bill was read the third time and finally passed by the following vote:

Yeas—17.

Alderdice.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Carlock.	Rector.
Dayton.	Smith.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Witt.
Floyd.	Woods.
Gibson.	

Nays—4.

Bledsoe.	Cousins.
Caldwell.	Parr.

Present—Not Voting.

Bailey.	Page.
Davidson.	Williford.

Absent.

Buchanan of Bell.	Hall.
Clark.	Strickland.
Faust.	

Absent—Excused.

McNealus.

Senate Bill No. 94.

The Chair laid before the Senate on the calendar on final passage

S. B. No. 94, A bill to be entitled "An Act creating the LaFayette Independent School District at Camp and Upshur County, Texas, defining its boundaries, providing for a board of trustees in said district; conferring upon said district and its board of trustees all rights, powers, etc.; providing that the present board of trustees of the existing LaFayette Independent School District shall continue in office until the expiration of their respective terms and validating an election heretofore held and validating the bonds to be issued by virtue of such election; and declaring an emergency."

The bill was read the third time and finally passed by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent—Excused.

McNealus.

Senate Bill No. 37.

The Chair laid before the Senate on the calendar

S. B. No. 37, A bill to be entitled "An Act to aid the city of Rockport in constructing revetments and shore protections, to widen and raise the grade of the street adjacent to the Bay upon which said city is located and to erect and maintain a municipal commercial wharf, bathing house and pavillion and to acquire lands necessary for widening and raising the grade of Front Street adjacent to said Bay, all for public use by donating to said city the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property in Aransas County, Texas, and for a period of twenty years and to authorize said city to issue bonds for the purpose mentioned and to provide a penalty for the misapplication of funds raised therefrom, and to declare an emergency."

On the motion of Senator Bailey, the bill after it was read second time was laid on the table subject to call.

House Bill No. 64.

Senator Bledsoe called up from the table House Bill No. 64.

H. B. No. 64, A bill to be entitled "An Act to amend Chapter 60 of the General Laws passed by the Thirty-fifth Legislature; providing that any person owning, controlling or caring for any domestic animal or animals who shall furnish an affidavit that said animal or animals are free from fever carrying ticks shall be exempt

from dipping same, and declaring an emergency."

The bill was read the second time.

Senator Bledsoe sent up the amendment as printed in the Senate Journal page 326 supra.

The amendment was read.

Senator Suiter sent up the following amendment to the amendment:

Amend the amendment to House Bill 64, page 5, by inserting after the words "registered mail" and before the word "or" the following: "and which hearing shall be set not less than four days after the service of said notice and the said commission shall consider such ex parte affidavits as such owner or caretaker may file with said commission in said hearing and."

The amendment was read and adopted.

The amendment as amended was adopted.

Senator Bledsoe sent up the second amendment as printed in the Senate Journal, page 326 supra, amending the caption.

The amendment was read and adopted.

The bill was passed to third reading.

On the motion of Senator Bledsoe the constitutional rule was suspended by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Hall.
Bledsoe.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Cousins.	Rector.
Davidson.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.

Nays—1.

Woods.

Absent.

Buchanan of Bell. Gibson.
Clark.

Absent—Excused.

McNealus.

The bill was read the third time and finally passed by the following vote:

Yeas—26.

Alderdice.	Caldwell.
Bailey.	Carlock.
Bledsoe.	Davidson.
Buchanan of Scurry.	Dayton.

Dean.	Parr.
Dorough.	Rector.
Dudley.	Smith.
Faust.	Strickland.
Gibson.	Suiter.
Hall.	Westbrook.
Hertzberg.	Williford.
Hopkins.	Witt.
Page.	

Nays—2.

Cousins. Floyd.

Present—Not Voting.

Woods.

Absent.

Buchanan of Bell. Clark.

Absent—Excused.

McNealus.

Message from the House.

A messenger from the House presented himself at the bar of the Senate with the following message:

Hall of the House of Representatives,
Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 147, A bill to be entitled "An Act to amend Section 3 of an act entitled 'An Act further regulating banks and bank and trust companies incorporated under the laws of Texas by granting authority to such corporations to become members of Federal reserve banks,' etc., passed at the Second Called Session of the Thirty-third Legislature and approved October 19, 1914, so as to provide that every banking corporation chartered under the laws of this State with a capital stock of at least twenty-five thousand dollars and which does not become a member of a Federal reserve bank under the laws of the United States, shall at all times have an amount of cash on hand and cash due from other banks equal to at least twenty (20) per cent of the aggregate amount of its demand deposits; and all banks not located in a central reserve city, having a capital stock of twenty-five thousand dollars or more and which do not become members of the Federal reserve bank under the laws

of the United States shall at all times have an amount of cash on hand and cash due from other banks equal to at least fifteen (15) per cent of the aggregate amount of its demand deposits and declaring an emergency."

H. B. No. 149, A bill to be entitled "An Act to aid the city of Freeport, Texas, in raising, strengthening and enlarging existing levees now partially protecting the said city from tropical storms and calamitous overflows, and in constructing and maintaining additional levees, breakwaters, bulkheads and other works incidental thereto, both within and without the corporate limits of said city of Freeport, by donating and granting to said city of Freeport for a period of twenty years commencing with the fiscal year beginning September 1, 1920, the State ad valorem taxes collected upon property and from persons, firms or corporations within the defined limits of Brazoria County Road District No. 23 of Brazoria County, Texas, the boundaries of which include the city of Freeport, three-fourths of all moneys collected from State occupation taxes received from persons, firms, companies or associations of persons doing business within the limits of the said road district and all State poll taxes collected from persons within the limits of said road district, except that belonging to the public school fund; authorizing the city of Freeport to issue bonds for the purposes mentioned; providing a penalty for the misappropriation of funds raised therefor; granting the right of eminent domain to said city and authorizing the city commission thereof to acquire for and on behalf of the city, by purchase, gift, grant or condemnation, title to any right of way and other property, and declaring an emergency."

Respectfully submitted,
NOEL K. BROWN,
Chief Clerk, House of Representatives.

House Bill No. 9.

Senator Dean called up from the table

H. B. No. 9, A bill to be entitled "An Act to appropriate four million dollars out of the general funds of the State to aid all the public schools for the scholastic year beginning September 1, 1920, and ending August 31, 1921, the same to be distributed as the available fund is now distributed."

Senator Woods send up the following amendment:

Amend House Bill No. 9 by striking out the words and figures "Four Million dollars (\$4,000,000)," and insert in lieu thereof the following words, to-wit: "Three Million Dollars (\$3,000,000.)"

The amendment was read.

Senator Floyd sent up the following substitute for the amendment:

Amend H. B. No. 9 by striking out the words and figures "Four Million Dollars (\$4,000,000)" wherein they occur in the bill and caption, and substitute in lieu thereof the words and figures "Five Million Dollars (\$5,000,000.)"

FLOYD,
DOROUGH.
WESTBROOK.

The substitute was read.

Bill Introduced.

Unanimous consent was granted to send up the following bill:

By Senator Buchanan of Scurry:

S. B. No. 104, A bill to be entitled "An Act creating the Olden Independent School District in Eastland County, Texas; defining its boundaries, such boundaries to be the same as Common School Number 29, of Eastland County; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of Texas upon independent school districts and the board of trustees thereof; providing that the present board of trustees of said Common School District Number 29, shall continue in office until the first Saturday in April, 1921, or until their successors are elected and qualified; and providing that such trustees shall have the power to appoint four other trustees; providing for an election to be held on the first Saturday of April, 1921, to elect the successors of said trustees; declaring the maintenance tax and bond tax heretofore authorized in said Common School District Number 29 to be valid and binding upon said Independent School District; providing for an assessor and collector of taxes for said district, providing for the levying and assessing and collecting of taxes for current year, and annually thereafter; providing that all bonds, obligations, con-

tracts and indebtedness legally existing against Common School District No. 29, are imposed upon the Olden Independent School District; providing that the title, to all property within said district and all funds shall vest in the board of trustees of said Olden Independent School District and their successors in office; and declaring an emergency."

Read first time and referred to the Committee on Educational Affairs.

House Bills Read and Referred.

The Chair had read and referred the following bills:

H. B. No. 147 to Committee on Insurance and Banking.

H. B. No. 149 to Committee on Civil Jurisprudence.

House Bill No. 9.

The question was on the substitute of Senator Floyd. The yeas and nays were demanded, and the substitute prevailed by the following vote:

Yeas—20.

Alderdice.	Dudley.
Bailey.	Faust.
Bledsoe.	Floyd.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Parr.
Cousins.	Rector.
Davidson.	Smith.
Dayton.	Suiter.
Dorough.	Westbrook.

Nays—7.

Buchanan of Bell.	Williford.
Clark.	Witt.
Dean.	Woods.
Page.	

Absent.

Gibson.	Strickland.
Hall.	

Absent—Excused.

McNealus.

The amendment as substituted was adopted.

The bill was passed to third reading.

On the motion of Senator Dean, the constitutional rule was suspended by the following vote:

Yeas—28.

Alderdice.	Faust.
Bailey.	Floyd.
Bledsoe.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Hall.	Strickland.
-------	-------------

Absent—Excused.

McNealus.

The bill was read third time and finally passed by the following vote:

Yeas—29.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Clark.	Smith.
Cousins.	Strickland.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Hall.

Absent—Excused.

McNealus.

Senate Bill No. 101.

On the request of Senator Hopkins, unanimous consent was granted to take up and consider

S. B. No. 101, A bill to be entitled "An Act to amend Articles 2425 and 2427 of the Revised Civil Statutes of the State of Texas of 1911, as amended by Chapter 145 of the Acts of the Regular Session of the Thirty-sixth Legislature so as to authorize and require the State Treasurer to deposit funds authorized or required by law to be kept by the State Treasurer or in the State Treasury whether belong-

ing to the State or not, in the State Depositories provided by law, and so as to provide that the interest derived therefrom shall be pro-rated to the several funds in the State Treasury in proportion to the amount of money in such funds, and declaring an emergency."

The bill was read second time.

The committee report that the bill be printed in the Journal was adopted.

The bill was ordered engrossed.

On the motion of Senator Hopkins the constitutional rule was suspended by the following vote:

Yeas—29.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Clark.	Smith.
Cousins.	Strickland.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Hall.

Absent—Excused.

McNealus.

The bill was read the third time and finally passed by the following vote:

Yeas—28.

Alderdice.	Floyd.
Bailey.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Bledsoe.

Hall.

Absent—Excused.

McNealus.

Senate Bill No. 19.

The Chair laid before the Senate on the calendar

S. B. No. 19, A bill to be entitled "An Act to amend Article 3903, Chapter 4, Title 58 of the Revised Civil Statutes of 1911, of the State of Texas, and as further amended by Chapter 55 of the Regular Session of the Thirty-third Legislature and as further amended by Chapter 55 of the Regular Session of the Thirty-fifth Legislature relating to the appointment of certain officers named in Articles 3881-3886 of the Revised Civil Statutes; of deputies or assistants in the performance of the duties of such officers where such assistants or deputies are necessary for the efficiency of the public service; providing for an application to be made by such officers to the County Judge of the county for authority to appoint the same; prescribing the issuance by the County Judge of an order authorizing the appointment of such assistants or deputies; providing that the officer desiring such deputies or assistants shall make affidavit such assistants or deputies are necessary for the efficiency of the public service; providing for the salary of the Chief Deputy and other deputies or assistants; providing that the officer requesting such deputies or assistants shall fix the compensation; providing the maximum amount allowed for deputies in counties having a population from 37,000 to 100,000 as shown by the last scholastic census; and providing that in counties in excess of 100,000 inhabitants, district attorneys of any district or county attorney in authorized with the consent of the County Judge to appoint two assistants in addition to his regular force, which two assistants shall not be required to possess the same qualifications required by law for District and County Attorneys; providing amount paid such deputies, also providing for \$50.00 per month for necessary expenses, and to amend Article 3864 relating to the fees to be charged by Sheriffs, and declaring an emergency."

On the request of Senator Cousins, the bill was laid on the table subject to call.

Senate Bill No. 98.

On the request of Senator Dorrough, unanimous consent was granted to take up and consider

S. B. No. 98, A bill to be entitled "An Act validating the charters and amendments to charters of all cities of more than 5,000 inhabitants in this State which have adopted charters, or

attempted to adopt or amend charters since the 13th day of March, 1919, under Chapter 147, General Laws of the Regular Session of the Thirty-third Legislature of 1913, and validating all proceeding had by city councils or city commissions, or other governing authorities of such cities in regard to the adoption of charters or amendments to charters and conferring upon and delegating to said cities the powers enumerated in any such charters or amendments thereto, and declaring an emergency."

The bill was read.

House Bill No. 60.

The Chair laid before the Senate under the rules, on the same subject.

H. B. No. 60, A bill to be entitled "An Act validating the charters and amendments to charters of all cities of more than 5000 inhabitants in this State, which have adopted or attempted to adopt charters or amendments of charters since the enactment of Chapter 147 of the General Laws of the Regular Session of the Thirty-third Legislature of 1913, and validating all proceedings had by the governing authorities of such cities, and all elections held in said cities, wherein a majority of the qualified voters of said city voting on the question have voted in favor of such charter or charter amendments, and declaring an emergency."

The bill was read second time.

The committee report that the bill be printed in the Journal was adopted.

The bill was passed to third reading.

On the motion of Senator Dorrough, the constitutional rule was suspended by the following vote:

Yeas—28.

Alderdice.	Faust.
Bailey.	Floyd.
Bledsoe.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.

Absent.

Hall.

Woods.

Absent—Excused.

McNealus.

The bill was read the third time and finally passed by the following vote:

Yeas—21.

Bailey.	Faust.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Dayton.	Strickland.
Dean.	Williford.
Dorough.	Witt.
Dudley.	

Absent.

Alderdice.	Smith.
Bledsoe.	Suiter.
Davidson.	Westbrook.
Floyd.	Woods.
Hall.	

Absent—Excused.

McNealus.

Senate Bill No. 87.

The Chair laid before the Senate on the calendar

S. B. No. 87, A bill to be entitled "An Act conferring certain powers upon the Commissioners Court of this State, and authorizing said Courts to appropriate any sum or sums of money out of the County funds for farmers and co-operative demonstration work and home demonstration work in their respective counties along the same lines as this work is or may be conducted by the extension service of the Agricultural and Mechanical College of Texas, and the United States Department of Agriculture in co-operation with said Institution and Department and upon such terms and conditions as may be agreed upon between the agent or agents of said extension service and the Commissioners Court and repealing an Act passed by the Regular Session of the Thirty-second Legislature of the State of Texas, same being Chapter 62 thereof and an Act passed at the First Called Session of the Thirty-fifth Legislature, same being Chapter 35 thereof, and declaring an emergency."

The bill was read the second time.

The bill was laid on the table subject to call.

Senate Bill No. 35.

The Chair laid before the Senate on the calendar

S. B. No. 35, A bill to be entitled "An Act to amend Section 29 of Chapter 106, General Laws of the Regular session of the Thirty-fifth Legislature, same being 'An Act to amend Sections 5, 6, 8, 9 and 29 of Chapter 106 General Laws of the Regular Session of the Thirty-third Legislature approved April 2, 1913, the same being 'An Act to repeal Chapter 8 of the General Laws of the Fourth Called Session of the Thirty-first Legislature of the State of Texas, approved Sept. 6, 1910, known as the State Insurance Board Law, and to provide conditions upon which fire insurance companies may hereafter transact business in the State of Texas, and to create the State Fire Insurance Commission and to prescribe its duties and authority and the duties and authority of each member thereof and to fix the salaries of the members and to provide for their appointment and removal and to provide that hereafter the rate of premiums to be charged by fire insurance companies in this State shall be fixed and determined and promulgated exclusively by said State Fire Insurance Commission; to provide certain conditions and limitations on fire insurance contracts and policies and providing penalties for violations of provisions of this Act and appropriating money necessary to carry out its provisions and declaring an emergency' so that hereafter said sections 5, 6, 8, and 9 and 29 of said Chapter 106 shall provide in substance; to fix the salaries of the members of the State Fire Insurance Commission and to provide for an assessment of one and one-fourth (1¼) per cent on the gross premiums of all fire insurance Companies doing business in this State to be expended in carrying out the provisions of this Act and limit the aggregate expenditures of the Commission for all purposes, including the salaries of the members thereof, in any one year, to the sum of one hundred and thirty thousand dollars (\$130,000) and to prescribe the duties and powers of the State Fire Insurance Commission with respect to the collection and classification of data pertaining to fires and the fixing and promulgation of rates of premiums based upon such data, to prescribe the powers and duties of the Fire Marshal of the State Fire Insurance Commission relating to the investigation of fires and the correction

of fire hazards, and declaring an emergency,' removing therefrom the limitation on the amount of expenditures by the State Fire Insurance Commission, and appropriating all of the funds collected from Insurance companies under said section for the use of the State Fire Insurance Commission, and declaring an emergency."

The bill was read second time and at the request of Senator Dudley was laid on the table subject to call.

Senate Bill No. 71.

The Chair laid before the Senate on the calendar

S. B. No. 71, A bill to be entitled "An Act to make certain emergency appropriations out of the general revenues for the several institutions and departments of the State Government for the fiscal years ending August 31, 1920, and August 31, 1921, and declaring an emergency."

The bill was read second time.

The committee report carrying amendments was read.

Senator Caldwell sent up the following amendment to the committee report:

Amend committee report by striking out provision of committee report striking out appropriation for Adjutant General.

The yeas and nays were demanded and the amendment was adopted by the following vote:

Yeas—20.

Alderdice.	Dudley.
Bailey.	Faust.
Buchanan of Scurry.	Gibson.
Caldwell.	Hertzberg.
Carlock.	Page.
Clark.	Parr.
Davidson.	Rector.
Dayton.	Strickland.
Dean.	Williford.
Dorough.	Witt.

Nays—2.

Cousins.	Hopkins.
----------	----------

Present—Not Voting.

Buchanan of Bell.	Woods.
Suiter.	

Absent.

Bledsoe.	Smith.
Floyd.	Westbrook.
Hall.	

Absent—Excused.

McNealus.

Senator Caldwell sent up the following amendment to the committee report:

Amend committee report by substituting for committee amendment as to Game, Fish and Oyster Department, the following: "Strike out all of provision as to Game, Fish and Oyster Department beginning, "All funds now contained, etc."

The amendment was read and adopted.

The committee report carrying amendments as amended was adopted.

Senator Buchanan of Scurry sent up the following amendment:

Amend Senate Bill No. 71 by adding to appropriation for Land Office as follows:

For addition to the salary of Title Transfer Clerk in the General Land Office:

For year ending Aug. 31, 1920, \$75.00.

For year ending Aug. 31, 1921, \$300.00.

Same to be paid in equal montly installments of \$25.00 each beginning with the month of June, 1920.

Senator Dean moved to table the amendment. The motion to table prevailed.

Senator Caldwell sent up the following amendment for Senator Westbrook:

Amend Senate Bill 71, by adding thereto the following:

"To pay Dr. J. R. Nichols for services as occulist and aurist at the Confederate Home for fiscal year ending August 31, 1919, to be available at once, \$300.00.

The amendment was read and adopted.

Senator Caldwell sent up the following amendment for Senator Westbrook:

Amend Senate Bill 71 by inserting for State Comptroller's Department the following:

To purchase and install posting machine for use in said department, \$900.00.

The amendment was read and adopted.

Senator Caldwell sent up the following amendment for Senator Westbrook:

Amend Senate Bill 71 by inserting for Juvenile Training School the following:

\$40,000.00 in lieu of \$30,000.00 where it appears for support and maintenance.

For Refrigeration Plant \$2,500.00.

To supplement appropriation of \$12,000.00 heretofore made to build negro kitchen and dining room, \$4,000.00.

To completely equip negro kitchen and dining room, \$2,000.00.

The amendment was read and adopted.

Senator Dayton sent up the following amendment:

Amend Senate Bill 71 by inserting after the item "For repairs" for "Girls Training School" the following:

For additional support and maintenance, not otherwise provided, provided none of this amount shall be used for the purchase of automobiles or for salaries for the balance of the present fiscal year.

The amendment was read and adopted.

Senator Dayton sent up the following amendment:

Amend Senate Bill No. 71 by inserting in the proper place in the bill the following:

"For fifteen electric fans, five hundred and fifty dollars (\$550.00)"

For Land Office.

The amendment was read and adopted.

Senator Dean sent up the following amendment:

The Adjutant General, State of Texas, is hereby authorized to use any and all available surplus funds heretofore appropriated by the Legislature for the Texas Ranger force for the year ending August, 31, 1920, which has accumulated or which may hereafter accumulate, during the present fiscal year by reason of the necessity arising for the transfer of a large number of Ranger force from their stations and assigned to special duty in different parts of the State to meet the contingencies that have arisen, or may hereafter arise, and for the further reason that heavy demands from the citizens and peace officers of the State for assistance from the Texas Ranger Force, has made it necessary to add additional men to the force to meet such emergency. That the operation of the Ranger Force may be properly performed without entailing additional appropriation for the present fiscal year. Such available surplus to be used for the following purposes, and no other, to-wit:

Salaries	\$1,611.65
Subsistence	175.00
Transportation	939.48
Telegraph and telephone..	193.92

Auto upkeep.....	250.00
Medical expenses, freight and incidentals.....	1,175.35
Total.....	\$4,345.40

The amendment was read and adopted.

The bill was ordered engrossed.

On the motion of Senator Buchanan of Bell, the constitutional rule was suspended by the following vote:

Yeas—27.

Alderdice.	Floyd.
Bailey.	Hertzberg.
Bledsoe.	Hopkins.
Buchanan of Bell.	Page.
Buchanan of Scurry.	Parr.
Caldwell.	Rector.
Carlock.	Smith.
Clark.	Strickland.
Cousins.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Present—Not Voting.

Gibson.

Absent.

Davidson.

Hall.

Absent—Excused.

McNealus.

On the motion of Senator Page, the vote by which the bill was passed to engrossment was rescinded by unanimous consent.

The bill was ordered engrossed.

On motion of Senator Buchanan of Bell, the constitutional rule was suspended by the following vote:

Yeas—25.

Alderdice.	Dudley.
Bailey.	Faust.
Bledsoe.	Floyd.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Williford.
Dayton.	Witt.
Dean.	Woods.
Dorough.	

Nays—4.

Gibson.
Strickland.

Suiter.
Westbrook.

Absent.

Hall.

Absent—Excused.

McNealus.

The bill was read the third time and finally passed by the following vote:

Yeas—22.

Alderdice.	Dean.
Bailey.	Dorough.
Bledsoe.	Dudley.
Buchanan of Bell.	Faust.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Davidson.	Witt.
Dayton.	Woods.

Nays—7.

Floyd.	Suiter.
Gibson.	Westbrook.
Smith.	Williford.
Strickland.	

Absent.

Hall.

Absent—Excused.

McNealus.

Message from the House.

A messenger from the House appeared at the bar of the Senate with the following message:

Hall of the House of Representatives.
Austin, Texas, June 14, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed

S. B. No. 51, A bill to be entitled "An Act to amend Section 28, Article 1121 of the Revised Civil Statutes of the State of Texas by authorizing corporations heretofore and hereafter to be organized thereunder, to act as general commercial brokers and as custom broker in the United States and foreign countries, in addition to the powers already provided thereby, and declaring an emergency."

The House refuses to concur in Senate amendments to H. B. No. 157, and asks for the appointment of a free conference committee. The

following conferees have been appointed on the part of the House: Messrs. McDowra, Tillotson, Moon, Raiden and Veatch.

Respectfully submitted,

NOEL K. BROWN.

Chief Clerk House of Representatives.

Privileged Motion.

Senator Dudley sent up the following privileged motion:

I move that the Senate grant request for a Free Conference Committee on House Bill No. 157, and I nominate, on behalf of the Senate, the following members: Dayton, Gibson, Bailey, Dean, Witt.

The motion was read and adopted.

House Bill No. 108.

On the request of Senator Woods, unanimous consent was granted to take up and consider

H. B. No. 108, A bill to be entitled "An Act amending the Cherokee County, Texas, Special Road Law, and declaring an emergency."

The bill was read second time.

The committee report that the bill be not printed was adopted.

The bill was passed to its third reading.

On the motion of Senator Woods, the constitutional rule was suspended by the following vote:

Yeas—29.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Clark.	Smith.
Cousins.	Strickland.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Hall.

Absent—Excused.

McNealus.

The bill was read the third time

and finally passed by the following vote:

Yeas—29.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Clark.	Smith.
Cousins.	Strickland.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Hall.

Absent—Excused.

McNealus.

Adjournment.

On the motion of Senator Clark, the Senate stood adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Senator Smith sent up a telegram from Marshall protesting against martial law at Galveston.

Letter to Senator Woods.

State Board of Control,
State of Texas.

Austin, Texas, June 14, 1920.

Hon. James H. Woods, Senate Chamber, Building.

My dear Senator:

Beg to acknowledge receipt of your letter of the 12th inst., in which you refer to certain portions of a communication which this Board directed to Messrs. Tilson, Veatch and Dodd, of the House, on June 7th, and also to our letter of the 10th instant, directed to Governor Hobby.

In response to your request for a written explanation of any apparent conflict between the letters above referred to, beg to say that in order to have the matter clearly before us, please permit me to quote that portion of the letter from Messrs.

Tilson, Veatch and Dodd, which called for the statement to which you refer.

"Will the available money in the Treasury warrant the Legislature in appropriating the amounts of money for school purposes recommended by the Governor and leave enough in the Treasury to meet the other reasonable demands of the government?"

We made reply as follows:

"Answering your third and last inquiry, beg to state that we have made careful estimate of the receipts and disbursements for the remainder of this fiscal year and have also estimated, as carefully as possible, the same items for the fiscal year ending August 31st, 1921. We believe it is safe to assume that there will be in the State Treasury to the credit of the General Revenue Fund, on September 1st, 1920, allowing for all outstanding appropriations which are likely to become a demand against the State, \$5,716,914.08, and that there will be, according to similar calculations, a balance on September 1st, 1921, of \$8,026,753.30. In arriving at these probable balances we have not taken into consideration any appropriations made, or which will be made in this Special Session of the Legislature, neither have we taken into account any probable appropriations of the Regular Session of the Thirty-seventh Legislature, neither of which of course can be anticipated with any degree of accuracy. It is the opinion of this Board that in order to avoid deficiencies and maintain the State Government on a cash basis and prevent the depletion of the State Treasury between tax collecting seasons, we ought to have a working balance of \$2,000,000.00. This, in our judgment, would not be possible if the large appropriations proposed are made. We believe, however, that a proper amount can be figured out which will do justice to all of the institutions concerned and at the same time not impair the financial condition of the State."

To complete the entire data will also quote our letter to the Governor under date of the 10th instant.

"Answering your inquiry of this date, beg to say that it is the opinion of this Board that the estimated balance in the State Treasury on September 1, 1920, as shown by the financial statement prepared for you some time ago, augmented by the

reasonable receipts from all sources together with the amount accruing from ad valorem taxes based on the thirty-cent rate, will be sufficient to take care of the appropriation of five million dollars proposed for the aid of the public schools, and the amount of \$958,000.00 which you recommend for the higher institutions of learning providing the same is made available and disbursed as it may be received, coming under the same rule observed in disbursing the available school fund."

We do not believe that there is, and surely did not intend, any conflict between the two letters.

In the statement contained in the former letter we had in mind the deficiency appropriation bill, the emergency appropriation bill, the pink bollworm appropriation and the proposed five million dollars for the aid of the public schools and approximately one million dollars for the support of the higher institutions of learning. In consideration of the estimated balance in the Treasury on September 1st, 1920, and in the estimation of which no appropriations were taken into consideration other than those outstanding before the convening of the present session of the Legislature it will readily be seen and we so stated that the proposed appropriations as outlined could not be made and maintain a working balance of \$2,000,000.00, which the Board believes we ought to have in order to keep the State on a sound and satisfactory financial basis.

In our letter to the Governor we stated that we believed that the reasonable revenues from all sources during the fiscal year ending August 31st, 1921, together with the amount arising from the ad valorem tax based on a rate of thirty cents added to the estimated balance as of September 1st, 1921, would be sufficient to take care of the proposed five million dollars for the aid of the public schools and \$958,000.00 recommended for the higher institutions of learning, providing the same is made available and disbursed only as it may be received and under the same rule observed in disbursing the available school fund which qualification would place the appropriation on a very different basis from that of making it available immediately. Furthermore, in the latter statement you will observe that we do not take into consideration the matter of re-

taining in the State Treasury a working balance of \$2,000,000.00 or any amount and of course we are not taking into consideration any sums which may be appropriated by the Regular Session of the Thirty-seventh Legislature as no one can tell, or even anticipate, what might be required for legitimate purposes at that time.

Trusting that we have answered your question, we are,

Yours very truly,
S. B. COWELL, Chairman,
L. W. TITTLE,
A. R. JOHNSON, Jr.

Engrossing Committee Reports.

Committee Room.

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 101 carefully compared, and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room.

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 78 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room.

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 88 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room.

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 94 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room.

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill

No. 97 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 34 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 58 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 68 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 28 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 20 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 64 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room.

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 69 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 92 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Reports.

Committee Room.

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Education, to whom was referred Senate Bill No. 104 have had the same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

S. B. No. 92, A bill to be entitled "An Act to establish a system of public roads and bridges for Tarrant County, and to empower the Commissioners' Court thereof to provide rules and regulations therefor, etc., etc."

Have had the same under consideration and I am directed to report same back to the Senate with the recommendation that it do pass and that it be not printed.

WOODS, Chairman.

Committee Room.

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Finance, to whom was referred House Bill No. 9, have had the same under consideration, and beg to report

same back to the Senate favorably with the recommendation that it do pass, but be not printed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Agriculture, to whom was referred

H. B. No. 157, A bill to be entitled "An Act declaring the pink bollworm (*pectinophora gossypiella*) a pest and its eradication and destruction a public necessity, and providing a method by which such pests may be eradicated, destroyed and prevented from spreading; authorizing the Commissioner of Agriculture to appoint pink bollworm inspectors to inspect fields of the State, defining their rights and duties and setting forth in detail the method and manner of inspection, creating a zone along the boundary between the State of Texas and the Republic of Mexico providing for the inspection of fields of cotton and for the quarantine and general control of cotton products produced in such zone; defining the duties of the Commissioner of Agriculture, county judges and other state officers with reference thereto; providing for the creation of a pink bollworm commission and defining its duties; prescribing certain duties for the Governor under this Act and authorizing him to proclaim a quarantine of lands and premises infested by the pink bollworm and authorizing the Governor to proclaim a limited quarantine zone; also an emergency quarantine; defining the purposes of each of such quarantines and authorizing the Governor to order the destruction of cotton and cotton products in infested fields and fully defining the method by which each of the aforesaid quarantines is to be brought about and the method by which cotton and cotton products in infested fields are to be destroyed; defining and setting forth the court proceedings with reference to the same; creating a board of appraisers and defining their duties; conferring authority upon county judges and county and district courts with reference to the valuation and damage of property to be destroyed; declaring when and how the Commissioner of Agriculture shall be authorized to destroy property from infested fields; continuing the regulated quarantine zones now in existence under Chap-

ter 41, General Laws of the Regular Session of the Thirty-sixth Legislature; declaring that cotton can not be grown in regulated quarantine zones established by the Governor except with compliance of this Act, and defining a clean-up necessary to comply with this Act, and conferring certain authority with reference thereto on the Commissioner of Agriculture; conferring authority upon the Commissioner of Agriculture to recommend the prohibiting of the growing of cotton in an infested field, and conferring certain authority upon the Governor with reference thereto and providing a method of compensating the owner; defining the terms and conditions upon which cotton and cotton products originating in any regulated quarantine zone may be shipped therefrom and conferring certain authority upon the Commissioner of Agriculture with reference thereto; defining what may be done with cotton and cotton seed grown in a regulated quarantine zone; conferring authority upon the University of Texas and the Agricultural and Mechanical College of Texas to institute and continue a system of experiments for the purpose of developing a practical method for the extermination of the pink bollworm and all insect pests which affect agricultural products; creating offenses for the violation of this Act and prescribing a punishment therefor; making an appropriation for the purposes of this Act; defining certain duties for the Governor, Commissioner of Agriculture, county judges of the State and the Attorney General, and conferring certain authority and jurisdiction upon the county and district courts to be exercised in the enforcement of the Act; repealing all laws and parts of laws in conflict herewith; providing if the courts declare any provisions, etc., of this Act unconstitutional, illegal or inoperative, it shall not affect the remaining provisions, etc., of this bill, and declaring an emergency."

Have had the same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass with the committee amendment, and be not printed.

Committee Amendment.

Amend House Bill No. 157 by striking out all after the enacting clause and insert in lieu thereof the

body of engrossed Senate Bill No. 68.

BLEDSON, Chairman.

Committee Report,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 55, A bill to be entitled "An Act to aid the city of Aransas Pass in constructing and maintaining seawalls, breakwaters and shore protections out into Red Fish Bay and to fill in the space between the shore and such seawalls, breakwaters and shore protections from calamitous overflows by donating to it the ad valorem taxes collected on property and from persons in San Patricio County for a period of twenty years, and to provide a penalty for their misapplication and declaring an emergency."

Have had said bill under consideration, and I am directed by said committee to report the same back to the Senate with the recommendation that it do pass with the following committee amendments, and that it be not printed, but be printed in the Journal.

(1) Amend the bill at the beginning of line four of the engrossed bill by inserting before the words "the net amount" the following: "eight-ninth (8/9)."

(2) Amend the bill last line of engrossed bill by inserting before the words "all monies" the following: "Eight-ninths (8/9)."

(3) Amend the bill by adding at the end of Section 2, the following: "The said collector shall remit to the State Treasury one-ninth of all such taxes collected by him from month to month."

(4) Amend the caption line 3, by adding before the words "ad valorem taxes" the following: "Eight-ninths (8/9) of."

DEAN, Chairman.

The following is the bill in full:

By Bonham.

H. B. No. 55.

A BILL

To be entitled

An Act to aid the city of Aransas Pass in constructing and maintaining seawalls, breakwaters and shore protections in order to protect said city from calamitous overflows, by donating to it the ad valorem taxes collected on property and from persons in San Patricio County for a period

of twenty years, providing a penalty for the misapplication of the moneys thus donated, and declaring an emergency.

Be it Enacted by the Legislature of the State of Texas:

Section 1. That for a period of twenty years, commencing with the fiscal year beginning September 1, 1920, there be and hereby are donated and granted by the State of Texas to the city of Aransas Pass the net amounts of the State ad valorem taxes collected upon the property and from persons in the county of San Patricio including the rolling stock belonging to railroad companies which shall be ascertained and apportioned as now provided by law.

Sec. 2. At the end of each month the collector of taxes for San Patricio County shall, on forms to be furnished by the Comptroller of Public Accounts, make an itemized report, under oath to said Comptroller, showing each and every item of State ad valorem taxes collected by him as provided for in this Act, upon property and from persons within the county of San Patricio, and accompany same with a summarized statement showing full disposition of all such State taxes collected; said collector shall present such report together with the tax receipt stubs, authorized by law to be kept, to the County Clerk of San Patricio County, who shall within two days compare said report with stubs and if the same agree in every particular as regards names, dates and accounts the clerk shall certify to its correctness, for which examination and certificate he shall be paid by the Commissioners Court twenty-five cents for each certificate and twenty-five cents for each two hundred tax payers of said report. The said collector shall then immediately forward his report so certified to the Comptroller and shall pay over to the city treasurer of the city of Aransas Pass all moneys collected by him during said month under the provisions of this Act, except such amounts as are allowed by law for assessing and collecting the same, and shall forward a duplicate copy of the receipt given to him by the treasurer of the city of Aransas Pass for such moneys to the Comptroller.

Sec. 3. The treasurer of the corporation of the city of Aransas Pass shall, at the end of each month make an itemized report under oath to the Comptroller of Public Accounts, showing the amount of money received by

him from the collector of taxes from San Patricio County and what disbursements if any, have been made during said month of such moneys.

Sec. 4. The municipal authorities of the city of Aransas Pass shall on the first day of January of each year, cause to be made an itemized statement, under oath and in triplicate, showing the amount of money received by the city of Aransas Pass under this Act, and how, to whom, and for what purpose the same has been expended. One copy of such statement after having been audited shall be forwarded to and filed by the county clerk of San Patricio County as hereinafter provided, and the other to the Comptroller of Public Accounts. The said statement shall be sworn to by the treasurer of said City and the correctness thereof shall be certified by an auditor appointed by the Commissioners Court of San Patricio County, who shall, while auditing said statement, have before him all vouchers upon which expenditures have been made from said fund. And no item of expenditure shall be allowed or passed by said auditor unless he have in his possession legal and proper vouchers therefor, showing compliance with this Act. And upon the completion of said audit the said report and all vouchers shall be attached together, numbered consecutively, and be by said auditor returned to and thereafter safely kept by the county clerk of San Patricio County as a part of the records of his office.

Sec. 5. The moneys herein and hereby granted and donated to the city of Aransas Pass are declared to be trust funds for the purpose of aiding the city of Aransas Pass in paying the interest and sinking fund upon an issue or issues of bonds, the proceeds of which bonds are to be used exclusively in constructing and maintaining seawalls, breakwaters and shore protections out into Red Fish Bay and to fill in the space between the shore and such seawalls, breakwaters and shore protections in order that said City be removed from calamitous overflows. The use and diversion of such moneys for any other purpose whatsoever is hereby prohibited; provided that whenever the moneys in the hands of the city treasurer, received from the State under the provisions of this or any other law, shall exceed the sum of one year's interest and the sinking fund on the bonds herein referred to that have been issued and are then outstanding, such excess shall be in-

vested by said city in the purchase of said bonds or bonds of the United States, the State of Texas or the bonds of any County or subdivision thereof, city or town, of the State of Texas bearing interest at a rate of not less than four per cent per annum; and, provided further, that the entire sinking fund, when received by the city treasurer of said city shall be invested by the municipal authorities of said city, as received, in the bonds herein referred to, or bonds of the United States, the State of Texas, or the bonds of any county or subdivision thereof, city or town of the State of Texas, bearing interest at the rate of not less than four per cent per annum; provided further that when the sinking fund created under the provisions of this Act shall become sufficient to retire all bonds issued hereunder, this Act shall cease to be operative and the donation herein made shall cease. A violation of the provisions of this Section shall constitute a misapplication of public money and the person or persons so offending shall be punished as provided for in Article 96 of the Penal Code of Texas.

Sec. 6. The fact that the greater portion of the business part of the city of Aransas Pass and all of the Shipping district is located near the shore line of Red Fish Bay, only a few feet above sea level, and the fact that the waves are daily eroding the shore line of said bay and inundating valuable property, and the fact that the hurricanes of 1916 and 1919 have demonstrated that without protection the city of Aransas Pass is in imminent danger of destruction, of again suffering great damage and loss of life, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and this Act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 91, A bill to be entitled "An Act to aid the City of Rockport in constructing revetments and shore protections, to widen and raise the grade of the street adjacent to the bay upon which said city is located and to erect and maintain a municipal commercial wharf, bathing house and pavilion and to acquire

lands necessary for the widening and raising the grade of Front Street adjacent to said Bay, all for public use, by donating to said city the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property in Aransas County, Texas, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned, and to provide a penalty for the misapplication of funds raised therefrom, and to declare an emergency."

Have had said bill under consideration, and I am directed by said committee to report said bill back to the Senate with the recommendation that it do pass, and be not printed, but be printed in the Journal.

DEAN, Chairman.

The following is the bill in full:

By Bonham. H. B. No. 91.

A BILL
to be entitled.

An Act to aid the City of Rockport in constructing seawalls, breakwaters, revetments and shore protections by donating to the said city the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property situated in Aransas County, Texas, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned, and to provide a penalty for the misapplication of funds raised therefrom, and to declare an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That for a period of twenty years, commencing with the fiscal year beginning September 1, 1920, there be and are hereby donated and granted by the State of Texas to the city of Rockport the net amounts of the State ad valorem taxes to be collected upon all property and from all persons owning property in Aransas County, Texas, including the rolling stock belonging to the railway companies, which shall be ascertained and apportioned as now provided by law.

Sec. 2. The collector of taxes for Aransas County shall, on forms to be furnished by the Comptroller of Public Accounts, make an itemized report quarterly under oath to said Comptroller, showing each and every item of State ad valorem taxes collected by him, as provided in this Act, upon

property and from persons owning property within the county of Aransas, accompanying same with a summarized statement showing the full disposition of all such State taxes collected; and said collector shall present, together with the tax receipts stubs, authorized by law to be kept, to the county clerk of Aransas County, who shall within ten days compare said report with said stubs, and if the same agree in every particular, as regards names, dates and amounts, the clerk shall certify to its correctness, for which examination and certificate he shall be paid by the commissioners' court twenty-five cents for each one hundred taxpayers shown in said report and twenty-five cents additional for the certificate to such report. The collector shall then immediately forward his report so certified to said Comptroller, and shall pay over to the city treasurer of the city of Rockport all moneys collected by him during said quarter, under the provisions of this Act, except such amounts as are allowed by law for assessing and collecting the same, and shall forward a duplicate copy of the receipt given him by the treasurer of the city of Rockport for such moneys to said Comptroller.

Sec. 3. The city treasurer of the city of Rockport shall at the end of each quarter, make an itemized report, under oath, to the Comptroller of Public Accounts, showing the amount of money received by him from the collector of taxes for Aransas County, and what disbursements, if any, have been made during the quarter, of such moneys.

Sec. 4. The municipal authorities of the City of Rockport shall on the first Monday in January of each year, cause to be made an itemized statement, under oath, and in triplicate, showing the amount of money received by the city of Rockport under this Act, and how, to whom, and for what purpose the same has been expended. One copy of such statement after having been audited, shall be filed with the county clerk of Aransas County, as herein provided, and one shall be forwarded to the Comptroller of Public Accounts and the other filed with the secretary of the city. The said statement shall be sworn to by the treasurer of the city of Rockport, and the correctness thereof shall be certified by an auditor appointed by the commis-

sioners' court of Aransas County, who shall, while auditing said statement, have before him all vouchers upon which the expenditures have been made from said fund. No item of expenditure shall be allowed or passed by said auditor unless he shall have in his possession legal and proper vouchers therefor, showing compliance with this Act. Upon the completion of said audit the said report and all vouchers shall be attached together, numbered consecutively, and be by said auditor returned to and thereafter safely kept by the clerk of Aransas County as a part of the records of his office. For all services rendered by reason of this Act, the said auditor shall be allowed such compensation as shall be fixed by the commissioners' court at the time of his appointment, and shall be paid by said city out of said fund.

Sec. 5. The moneys hereby granted and donated to the City of Rockport are declared to be trust funds for the purpose of aiding the City of Rockport in paying the interest and sinking fund upon an issue or issues of bonds, the proceeds of which are to be used exclusively in constructing and maintaining sea walls, breakwaters, and shore protection to protect the City of Rockport. The use or diversion of such moneys for any other purpose whatsoever is hereby prohibited; provided that whenever the moneys in the hands of the city treasurer, received from the State under the provisions of this Act or any other law in effect, shall exceed the sum of one year's interest and two per cent sinking fund on the bonds herein referred to that have been issued and are outstanding, such excess shall be invested by said city in the purchase of said bonds, or bonds of the United States, the State of Texas, or the bonds of any county or subdivision thereof, city or town of the State of Texas, bearing interest at a rate of not less than four per cent per annum; and provided further, that the entire sinking fund, when received by the city treasurer of said city, shall be invested by the municipal authorities of said city, as received in the bonds herein referred to, or bonds of the United States, State of Texas, or the bonds of any county or subdivision thereof, city or town of the State of Texas, bearing interest at a rate of not less than four per cent per an-

num; provided further, that when the sinking fund created under the provisions of this Act shall become sufficient to retire all bonds issued hereunder, this Act shall cease to be operative and the donations herein shall cease. A violation of the provisions of this Act shall constitute a misapplication of public money, and the person or persons so offending shall be punished as provided in Article 96 of the Penal Code of Texas.

Sec. 6. As it will be necessary for the City of Rockport to own the land from which said wharf, bath house and pavillion are to be extended, the said city is hereby authorized to use an amount of said funds sufficient to acquire by purchase the land from which they can be extended, all deeds thereto to be taken in the name of the City of Rockport.

Sec. 7. For the purpose of enabling said City of Rockport to make, construct and maintain the improvements herein provided for, the city is hereby authorized to issue the bonds of said city in an amount which, added to the city bonds outstanding, will not exceed twenty-five per cent of the total valuation of property within the corporate limits of said city, as shown by the preceding tax rolls of said city of Rockport, and the issuance of such bonds shall be governed by the General Laws of the State of Texas relating to the issuance of municipal bonds, as found in Title 18, of the Revised Civil Statutes of 1911, and amendments thereto, in so far as not to conflict with this Act.

Sec. 8. The fact that the City of Rockport is located upon Aransas Bay, and there are not now any facilities for unloading freight and passengers from vessels approaching said city, nor for the accommodation and protection of the people, who spend a considerable portion of the year in Rockport for the benefit of their health and for pleasure, including sea bathing, and that the danger from storms is a menace to such city deters individuals from investing money in such facilities, creates an emergency and an imperative public necessity requiring that the constitutional rule providing that bills be read on three several days be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, June 14, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 141, A bill to be entitled "An Act to aid the city of Port Lavaca in constructing and maintaining revetments, and in the restoring, protection and improvement of the harbor and bay shore front of the city of Port Lavaca, and for the purchase, by condemnation or otherwise, of all lands necessary for said bay shore front and harbor improvements, all for public use, by donating to said city of Port Lavaca the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property situated in Calhoun County, State of Texas, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned, and to provide a penalty for the misappropriation of funds raised therefor, and to declare an emergency."

Have had said bill under consideration, and I am directed by said committee to report said bill back to the Senate with the recommendation that it do pass and be not printed, but be printed in the Journal.

DEAN, Chairman.

The following is the bill in full:

By Roemer. H. B. No. 141.

A BILL

to be entitled.

An Act to aid the City of Port Lavaca in constructing and maintaining revetments, and in the restoring, protection and improvement of the Harbor and Bay Shore Front of the City of Port Lavaca, and for the purchase, by condemnation or otherwise, of all lands necessary for said Bay Shore Front and Harbor improvements, all for public use, by donating to said City of Port Lavaca the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property situated in Calhoun County, State of Texas, for a period of twenty years, and to authorize said City to issue bonds for the purpose mentioned, and to provide a penalty for the misappropriation of funds raised therefor, and to declare an emergency.

Whereas, the City of Port Lavaca was greatly damaged in the disastrous storm of September, A. D. 1919, and all property on the Bay Front, below the bluff, was completely demolished and destroyed, and that said storm caused the most serious damage to the Bay Front on which said city is located and that the erosion was so great as to cause serious damage to property and leaves the city dangerously exposed to still greater storm damages in the future, and said city is utterly unable, from a financial standpoint to restore said destruction or to protect itself in the future from similar destruction, and the storm further demonstrated the fact that there is great and urgent need for greater Harbor protection for our shipping, fish, oyster, mud shell and other industries. That said Bay Shore should be protected to prevent further erosions from future storms, and said Harbor protection furnished.

Whereas, it is the desire of the tax paying citizens of the said City of Port Lavaca that improvements be made, to secure the protection, and reparation from the damages above mentioned, and that said city be authorized to issue interest bearing bonds to enable it to make such protective improvements; Therefore,

Be it enacted by the Legislature of the State of Texas:

Section 1. That for a period of twenty (20) years, commencing with the fiscal year beginning September the first, A. D. 1920, there be and are hereby donated and granted by the State of Texas to the City of Port Lavaca, the net amounts of the State ad valorem taxes to be collected on all property and from all persons owning property in Calhoun County, Texas, including the rolling stock belonging to railroad companies which shall be ascertained and apportioned as now provided by law.

Sec. 2. At the end of each month the collector of taxes for Calhoun County, shall, on forms to be furnished by the Comptroller, showing each and every item of State ad valorem taxes collected by him, and provided in this Act, upon property and from persons owning property within the County of Calhoun, accompanying the same with a summarized statement showing the full disposition of all such State taxes collected; and said collector shall

present such report, together with the tax receipt stubs authorized by law to be kept, to the county clerk of Calhoun County, who shall, within three days, compare said report with said stubs, and if the same agree in every particular, as regards names, dates and amounts, the clerk shall certify to its correctness, for which examination and certificates he shall be paid by the commissioners' court twenty-five cents for each certificate, and twenty-five cents for each one hundred tax payers shown in said report. The collector shall then immediately forward his reports so certified to said Comptroller, and shall pay over to the city treasurer of the City of Port Lavaca all moneys collected by him, during said month, under the provisions of this Act, except such amounts as are allowed by law for assessing and collecting the same, and shall forward a duplicate copy of the receipt given to him by the treasurer of the City of Port Lavaca for such moneys to said Comptroller.

Sec. 3. The city treasurer of the City of Port Lavaca shall, at the end of each month, make an itemized report, under oath, to the Comptroller of Public Accounts, showing the amount of money received by him from the collector of taxes, for Calhoun County, and what disbursements, if any, have been made during such month, of such money.

Sec. 4. The municipal authorities of the City of Port Lavaca shall, on the first Monday of January of each year, cause to be made an itemized statement, under oath, and in triplicate showing the amount of money received by the City of Port Lavaca under this Act, and how, to whom, and for what purpose the same has been expended. One copy of such statement, after having been audited, shall be filed with the county clerk of Calhoun County, as herein provided, and one shall be forwarded to the Comptroller of Public Accounts and the other filed with the secretary of said city. The same statement shall be sworn to by the treasurer of the city of Port Lavaca, and the correctness thereof shall be certified by auditor appointed by the commissioners' court of Calhoun county, who shall while auditing said statement, have before him all vouchers upon which the expenditures have been made from said funds. No item of expenditure shall be allowed or passed by said auditor unless he shall have

in his possession legal and proper vouchers therefor, showing compliance with this Act. Upon the completion of said audits the said report and all vouchers shall be attached together, numbered consecutively, and be by said auditor returned to, and thereafter safely kept by the county clerk of Calhoun County as a part of the records of his office. For all services rendered by reason of this Act, the said auditor shall be allowed such compensation as shall be fixed by said commissioners' court at the time of his appointment, and shall be paid by said city out of said funds.

Sec. 5. The money hereby granted and donated to the city of Port Lavaca are declared to be trust funds for the purpose of aiding the said City of Port Lavaca in paying the interest and sinking fund upon an issue or issues of bonds, the proceeds of which are to be used exclusively in constructing and maintaining revetments and in the restoring, protection and improvements of the Harbor and Bay Shore Fronts of the City of Port Lavaca, and for the purchase, by condemnation or otherwise, of all lands necessary for said Bay Shore Front and Harbor improvements. The use or diversion of such moneys for any other purpose whatever is hereby prohibited; provided that whenever the moneys in the hands of the city treasurer, received from the State under the provisions of this Act, or any other law in effect, shall exceed the sum of one year's interest and two per cent sinking fund on the bonds herein referred to that have been issued and are outstanding, such excess shall be invested by said city in the purchase of said bonds, or bonds of the United States, the State of Texas, or the bonds of any county, city or town of the State of Texas, bearing interest at a rate of not less than four per cent per annum; and provided further, that the entire sinking fund, when received by the city treasurer of said city shall be invested by the municipal authorities of said city as received, in the bonds herein referred to, or bonds of the United States, the State of Texas, or the Bonds of any County, City or Town in the State of Texas, bearing interest at a rate not less than four per cent per annum, provided, that so soon as the taxes herein donated shall provide a sufficient sum in the sinking fund to redeem all bonds issued as herein provided then and thereupon all subsequent taxes herein donated shall

revert to the State. A violation of the provisions of this Act shall constitute a misapplication of public money, and the person or persons so offending shall be punished as provided in Article 96 of the penal code of the State of Texas.

Sec. 6. For the purpose of enabling the said City of Port Lavaca to make, construct and maintain the improvements herein provided for, the said City is hereby authorized to issue the bonds of said city in an amount which added to the City Bonds outstanding, will not exceed twenty-five per cent of the total valuation of property within the Corporate limits of said City, as shown by the last preceding Tax Rolls of said City of Port Lavaca, and the issuance of said bonds shall be governed by the General Laws of the State of Texas relating to the issuance of Municipal bonds, as found in Title 18 of the Revised Statutes of the State of Texas, 1911, and amendments thereto, insofar as not in conflict with this Act.

Sec. 7. The fact that the city of Port Lavaca is located upon a Bay and waterfront, and there are not now facilities for handling freight and passengers by water at said city, nor for the accommodation and protection of people who spend a considerable portion of the year in Port Lavaca for the benefit of their health and for pleasure, and that the danger from storms is a menace which deters individuals from investing money in such facilities, creates an emergency and an imperative public necessity requiring that the constitutional rule providing that bills be read on three several days be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

TWENTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
Friday, June 15, 1920.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Buchanan of Bell.
Bailey.	Buchanan of Scurry.
Bledsoe.	Carlock.

Clark.	Hopkins.
Davidson.	McNealus.
Dayton.	Page.
Dean.	Parr.
Dorough.	Rector.
Dudley.	Smith.
Faust.	Strickland.
Floyd.	Suiter.
Gibson.	Westbrook.
Hall.	Williford.
Hertzberg.	Woods.

Absent.

Caldwell.	Witt.
Cousins.	

Prayer by Rev. T. C. Sharpe.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Faust.

Petitions and Memorials.

See appendix.

Committee Reports.

See appendix.

Message from the Governor.

Mr. Raymond Brooks, a messenger from the Governor, presented himself at the bar of the Senate, with the following executive message:

● Governor's Office.

Austin, Texas, June 14, 1920.

To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: In September of last year, probably the most destructive hurricane of record along the Texas coast wrought terrific havoc in the vicinity of Corpus Christi, Rockport and Aransas Pass. The property losses as a result of this hurricane ran into millions of dollars and the total loss of life has not yet been, nor probably ever will be, ascertained.

Upon receipt of telegraphic advice with respect to the destruction wrought and the necessity of aid to the citizenship of that section, I issued an appeal to the people of Texas for voluntary funds with which to relieve the immediate distress. This appeal met with prompt response, not only at the hands of the citizenship of Texas, but of other States as well. The funds raised were remitted